

Article - Health Occupations

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§12-6C-04.

- (a) (1) In this section the following words have the meanings indicated.
- (2) “Accreditation organization” means a private entity that:
 - (i) Is recognized by the Board; and
 - (ii) Conducts inspections and surveys of wholesale distributors based on nationally recognized and developed standards.
- (3) “Deemed status” means a status under which a wholesale distributor may be exempt from initial and routine inspection requirements under this subtitle.
- (b) The Board may only grant deemed status to a wholesale distributor that is:
 - (1) Currently accredited by an accreditation organization, wherever the wholesale distributor is located; or
 - (2) Located in a state that has requirements that:
 - (i) Are substantially equivalent to the requirements of this State; and
 - (ii) Include pedigrees, routine inspections of wholesale distributors, operation of wholesale distributors in a commercial nonresidential facility, and security measures.
- (c) (1) The Board may issue a wholesale distributor permit by reciprocity to a wholesale distributor who holds a license or permit under the laws of another state if the Board determines that the requirements of that state are substantially equivalent to the requirements of this State.
- (2) A wholesale distributor that receives a permit by reciprocity shall comply with the requirements of § 12-6C-05(e) and (f) of this subtitle.

(3) In addition to meeting the requirements under this subtitle, a wholesale distributor located out-of-state that is not eligible for reciprocity shall be accredited by an accreditation organization.

(4) The Board shall grant deemed status to a wholesale distributor that:

- (i) Is currently accredited by an accreditation organization; or
- (ii) Has been granted reciprocity by the Board.

(d) The Board or its designee may inspect a wholesale distributor who is accredited or has been issued a permit by reciprocity to:

- (1) Determine compliance with any permit requirement under this subtitle; or
- (2) Investigate a complaint.

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